



City of Miami Springs, Florida

The Miami Springs City Council held a **REGULAR MEETING** in the Council Chambers at City Hall on Monday, February 28, 2011, at 7:00 p.m.

1. Call to Order/Roll Call

The meeting was called to order at 7:04 p.m.

The following were present:

Mayor Billy Bain
Vice Mayor Jennifer Ator
Councilman Bob Best
Councilman Dan Espino
Councilman George V. Lob

Also Present:

City Manager James R. Borgmann
Assistant City Manager Ronald K. Gorland
City Attorney Jan K. Seiden
Chief of Police Peter G. Baan
Finance Director William Alonso
Public Works Director Robert T. Williams
Golf Director Michael W. Aldridge
Golf Superintendent Sandy Pell
Recreation Director Omar L. Luna
City Planner Richard E. Ventura
City Clerk Magali Valls

2. Invocation: Vice Mayor Ator offered the invocation.

Salute to the Flag: The audience participated.

3. Awards & Presentations:

3A) Pioneer Resident Awards: Herbert Lee Smith and Carole Ann Smith

Mayor Bain presented individual Pioneer Resident Award certificates to Herbert Lee and Carole Ann Smith in recognition of many valuable contributions to the City as residents for more than fifty years.

3B) Presentation by Suzie Funderburk Regarding “Thank You” to Miami Springs Police and Fire Rescue Personnel

Suzie Funderburk thanked the Miami Springs Police Department and Metro-Dade Fire Rescue for coming to her rescue and saving her life when she accidentally shot herself. She said that both departments are appreciated for the jobs that they do.

4. Open Forum:

Little League

Otto Camejo of 751 Wren Avenue introduced himself as the new President of the Little League. He informed Council that approximately 240 kids are registered this year, compared to 330 last year and this is due to the fact that other communities offer better training equipment and coaching clinics. He presented photographs of outdated batting cages and equipment. He thanked the City for their past support and asked for their support in the future.

Councilman Espino asked the City Manager to meet with Mr. Camejo and come back with a report and budget figures at the next Council meeting.

Mr. Camejo invited the Mayor and Council to the Opening Day Ceremony on Saturday March 5th at 9:30 a.m. He asked Mayor Bain to throw the first pitch of the season.

Hit and Run

Beatrix Obermann of 449 Swallow Drive, # 23 said that approximately at 10:22 p.m. on Thursday, March 24th her car was hit by another car in the parking lot where she lives and the car left the scene. She identified the car when she saw it again on Saturday and called the Miami Springs Police Department, but they could not file a hit and run report. The Police Officers asked her to sign a form, she refused and she did not like the way she was treated.

Springs River Festival

Carl Malek of 172 Curtiss Parkway, Springs River Festival Committee member, reported that there are plans for cleaning up the area around the Circle and Canal Street on Saturday, April 2nd. He explained that a special ceremony will be held on the opening night of the Festival for the families of Officers Roger Castillo and Amanda Haworth who were killed in the line of duty.

Candidates Forum

Nikki Jester of 829 Lake Drive announced that the Miami Springs Woman's Club and Chamber of Commerce would host the Candidates Forum and hopefully they will be able to use the Rebeca Sosa Theatre in the Community Center.

5. Approval of Council Minutes:

5A) 02/14/2011 – Regular Meeting

Minutes of the February 14, 2011 Regular Meeting were approved as **amended**.

Councilman Espino moved the item. Councilman Best seconded the motion which was carried 5-0 on roll call vote.

6. Reports from Boards & Commissions:

6A) 02/10/2011 – Board of Parks and Parkways – Minutes

Minutes of the February 10, 2011 Board of Parks and Parkways meeting were received for information.

Vice Mayor Ator said that there were recommendations in the minutes and she would like a report back on the status of the recommendations at the next meeting, including the lights, the timer and the fifteen oak trees to put in the street planting and where they should be planted.

Councilman Best added that curbing around the library was also a recommendation.

6B) 02/15/2011 – Education Advisory Board – Minutes

Minutes of the February 15, 2011 Education Advisory Board meeting were received for information.

Councilman Lob said that Board was talking about the use of the shuttle bus for Civics Week. He asked if anyone had checked with the School Board to get approval for the bus.

City Manager Borgmann responded that the bus is available, but the Administration would have to double check with the School Board to make sure it is approved.

6C) 02/17/2011 – Historic Preservation Board – Minutes

Minutes of the February 17, 2011 Historic Preservation Board meeting were received for information.

Councilman Lob mentioned that the Historic Preservation Board is asking for plaques for the Golf Course.

City Manager Borgmann explained that the plaques were finished, they are in his office and ready to be hung; they were delivered about a week ago.

6D) 02/21/2011 – Revitalization and Redevelopment Ad-Hoc Committee – Minutes

Minutes of the February 21, 2011 Revitalization and Redevelopment Ad-Hoc Committee were received for information.

Councilman Best said that he was disappointed that there was a lack of knowledge to the fact that the Abraham Tract is part of the area included in the revitalization plans. He hopes that the Beacon Council is well aware of this and that they move forward accordingly.

6E) 02/24/2011 – Code Review Board – Cancellation Notice

Cancellation Notice of the February 24, 2011 Code Review Board meeting was received for information without comment.

6F) 03/01/2011 – Code Enforcement Board – Cancellation Notice

Cancellation Notice of the March 1, 2011 Code Enforcement Board meeting was received for information without comment.

6G) 03/07/2011 – Zoning and Planning Board – Cancellation Notice

Cancellation Notice of the March 7, 2011 Zoning and Planning Board meeting was received for information without comment.

6H) 03/15/2011 – Education Advisory Board – Rescheduling Notice

Rescheduling Notice of the March 15, 2011 Education Advisory Board meeting was received for information without comment.

Councilman Espino was not able to attend the Revitalization and Redevelopment Ad-Hoc Committee, but based on the minutes he felt it was extremely productive in terms of procedure and process. They did a very good job and some comments were very pertinent as far as clearing up misinformation and replacing it with fact. He mentioned that rumors might travel faster, but they do not stay put as long. He found it interesting that individuals who are running for office that have otherwise been quite disagreeable with Council's position were voicing support for redevelopment.

7. Public Hearings:

None.

8. Consent Agenda:

8A) Consideration of New/Upgraded Communications Network

City Manager Borgmann read the titles of the Consent Agenda items.

Agenda Item 8A was **pulled**.

8B) Recommendation that Council Award a Bid for Playground at Stafford Park to Sports Systems International, Inc., Utilizing Palm Beach County School Board Contract # 10C-54B, in an Amount not to Exceed \$84,497.00, Pursuant to Section 31.11 (E) (5) of the City Code

Vice Mayor Ator moved the consent agenda. Councilman Best seconded the motion.

Mayor Bain asked Council to consider if it would be beneficial to put the playground equipment out to bid, instead of piggy backing.

Councilman Espino agreed with Mayor Bain.

Vice Mayor Ator said that she thought the playground repairs were to be funded from the designated fund balance.

Vice Mayor Ator suggested amending the motion or removing the item from the consent agenda.

Vice Mayor Ator withdrew her motion and Councilman Best withdrew his second.

Councilman Best moved the consent agenda, excluding Item 8B. Vice Mayor Ator seconded the motion, which carried 5-0 on roll call vote.

8C) Recommendation that Council Award a Bid to Repair the Playground at Prince Field to Superior Park Systems, Inc., Utilizing Palm Beach County School Board Contract # 10C-54B, in an Amount not to Exceed \$23,251.25, Pursuant to Section 31.11 (E) (5) of the City Code

There was no discussion regarding this item.

Councilman Best moved the consent agenda, excluding Item 8B. Vice Mayor Ator seconded the motion, which carried 5-0 on roll call vote.

8D) Recommendation that Council Approve Using Designated Fund Balance to Cover Repairs to the Existing Bleachers at Stafford Park to Miami Grandstand, Inc., the Lowest of the Three Bids, in the Amount of \$7,200.00

There was no discussion regarding this item.

Councilman Best moved the consent agenda, excluding Item 8B. Vice Mayor Ator seconded the motion, which carried 5-0 on roll call vote.

8E) Recommendation that Council Approve an Expenditure to Miguel Lopez Jr. Inc., Utilizing Cooper City Bid # 2010-5, in the Amount of \$108,457.70, on an "as Needed Basis", as Provided in Section 31.11 (E) (5) of the City Code, to be Paid with Citizens Independent Transportation Trust (CITT) Funds

There was no discussion regarding this item.

Councilman Best moved the consent agenda, excluding Item 8B. Vice Mayor Ator seconded the motion, which carried 5-0 on roll call vote.

(Agenda Item 11A was considered before 9A)

9. Old Business:

9A) Appointments to Advisory Boards by the Mayor and Council Members

There were no appointments to advisory boards.

9B) Amendment No. 1 to Miami-Dade County's Interlocal Agreement for Public School Facility Planning; for Council Review and Consideration per Florida Statutes Chapter 163.31777

City Manager Borgmann stated that Amendment No. 1 to Miami-Dade County's Interlocal Agreement for Public School Facility Planning is an integral part of comprehensive plans throughout the State of Florida. The purpose of the item is for Council's review and consideration per Florida Statutes Chapter 163.31777.

9B i) Discussion of Interlocal Agreement

City Planner Richard Ventura stated that in 2005, the State Legislature mandated school concurrency under Chapter 163. The legislation provides that adequate public school facilities would be available and concurrent at the same time with the impact of new residential development. The Miami-Dade County School Board, the County and twenty-seven non-exempt municipalities, including Miami Springs, had to be in full compliance by January 1, 2008.

City Planner Ventura explained that an Interlocal Agreement was required, which is the document attached to his memorandum and it provides for a staff working group to discuss very important issues with regard to concurrency and having infrastructure in place with school development. He is a member of the working group representing the City and they will meet at the end of the month. The Interlocal Agreement also provides for coordination and sharing of information, such as student enrollment, population projections and growth and development trends.

Council adopted the Interlocal Agreement on December 10, 2007 at their regularly scheduled meeting, according to Mr. Ventura. The item presented was amendment No. 1, a supplemental amendment, to the Interlocal Agreement with the idea that it would be adopted by the County and municipalities by December 31, 2010. The Interlocal Agreement stipulates that amendments to the original agreement must be approved by a unanimous vote of the municipalities. Amendment No. 1 would downgrade that requirement to a 2/3rd vote by the municipalities.

City Planner Ventura stated that as of today eight municipalities had rejected the agreement that he presented to Council last December. The agreement was turned down by Aventura, Miami Gardens, Miami Shores, and Palmetto Bay and only Miami Lakes adopted it. He is leaning against a recommendation to adopt it based on his review of the materials and discussions with Mr. Rodriguez at the School Board, as it might not be in the City's best interest.

In May 2009, the School Board entered into a separate Interlocal Agreement with Miami-Dade County itself and it is known as the bilateral ILA; the Interlocal Agreement that the non-exempt municipalities have with the School Board is known as the consensus ILA. The School Board is now offering the same conditions that were stipulated in the bilateral ILA to Miami Springs, as well as the other signatories of the consensus ILA. They are entirely optional and the City can choose to adopt none, some or all of them.

City Planner Ventura explained that a response sheet is included for both Amendment No. 1 and the optional amendments and the School Board has forwarded a supplemental agreement. He reiterated that Amendment No. 1 would change the requirement from 100% to a 2/3 agreement by the governing body. His understanding is that the optional amendments are not being presented for adoption or rejection at this time; they are only being presented for discussion pending the scheduling of a vote on each one at a later date.

Councilman Best asked if the supplemental items offer anything additional to Amendment No. 1.

City Attorney Seiden clarified that the first amendment is related to a vote change from 100% to 2/3rd. The others are alternative optional amendments based on what is called the most favored nation status provision that is contained in the ILA with the County. As a condition of the last Evaluation and Appraisal Report (EAR) the City was required to pass the educational element to be able to submit and it was a rush to finish it before December 2010. The County did not feel that it was important and they did not pass it at all, so the City is required to pass it after the County passes theirs. The Interlocal Agreement was done, which is valid and was not impacted by the element that is now included in the plan. It would seem that there is no chance of the eight additional proposed items being passed if there is no agreement on the change from 100% to 2/3rd.

City Planner Ventura introduced Ana Rijo-Conde from the School Board who was present.

Vice Mayor Ator asked if Council is being asked to consider passing the vote requirement before considering the optional amendments.

City Attorney Seiden replied that Council is being asked to review the Interlocal Agreement in context and that is why it is being submitted. He added that Council might want to submit it to the Education Advisory Board for their review.

City Planner Ventura explained the time frame for the adoption of the Interlocal Agreement and the additional amendments.

Councilman Espino stated that the amendments are dense and the Education Advisory Board members have a significant amount of expertise in making their recommendation.

The purpose of the amendments is to establish concurrency, goals, objectives and policies, according to Councilman Espino. Some are not directly applicable to Miami Springs since the City is relatively built out as far as new schools are concerned. By implication, there are unfunded mandates involved in some of the amendments, while the goals, objectives and policies go toward things that the City would have to encumber itself with in order to be in compliance.

City Attorney Seiden asked if the most favored nation provisions were optional and if the City could adopt two or three of them.

Ana Rijo-Conde with the Miami-Dade County School Board said that the optional amendments are entirely optional and the City could approve one, two, all or none of them. Eight cities turned down the reversion of the unanimity clause; in essence, what the City does now is perfunctory in nature because unless 100% of all the parties vote in favor it could not take effect.

City Attorney Seiden said that if Miami Springs decided to go with optional amendments three, six and eight they would not have to be approved 100% by all parties; they could apply only to Miami Springs.

Ms. Rijo-Conde concurred with the City Attorney. She explained that out of the eight cities that had gone through their optional amendments, some decided to adopt all of them, while others only adopted one or two and others adopted none. She said that it is a menu to pick from.

City Attorney Seiden reiterated that it would be appropriate to send the Interlocal Agreement to the Education Advisory Board. He said that some amendments may be beneficial and the recommendation from the Education Advisory Board carries a certain amount of weight in light of their experience.

Ms. Rijo-Conde said that she would be happy to make a presentation to the Education Advisory Board.

9B ii) Resolution No. 2011-3505 – A Resolution of the City Council of the City of Miami Springs Approving and Authorizing Amendment No. 1 to the Amended and Restated Interlocal Agreement for Public School Facility Planning in Miami-Dade County; Authorizing Execution of Amendment; Effective Date

City Attorney Jan K. Seiden read the resolution by title.

Vice Mayor Ator moved to reject the resolution. Councilman Espino seconded the motion, which was unanimously carried on roll call vote.

9B iii) Discussion of Authorization to Approve Optional Amendments

Councilman Espino moved to send the optional amendments to the Education Advisory Board. Vice Mayor Ator seconded the motion, which was unanimously carried on roll call vote.

9C) Golf: Revenue/Brochure Distribution

City Manager James R. Borgmann stated that a brochure and two maps were distributed on the dais and those are three of the major marketing pieces.

Golf Director Mike Aldridge stated that there are 312 hotels that have the brochures. He mentioned that the information in the agenda packet indicated that revenue was up 3% in January and the Finance Director clarified that the month of February would be up 4 to 5%. The main difference is for the membership fees.

Vice Mayor Ator asked if there is another company that does more for golfers in Miami-Dade County because there are many courses in Palm Beach County.

Golf Director Aldridge explained that CTM Media Group is the only company that does an actual map of the golf courses. He said that 100,000 copies are made and distributed in various places; there is nothing that is geared solely to Miami-Dade County as there are not as many golf courses in this area.

Councilman Espino asked what results incurred by virtue of advertising this way and how long has it been in place.

Golf Director Aldridge responded that the CTM brochure had been placed in all the hotels from South Broward through the Keys since he began working for the City and since that time the tourist industry had declined, but it definitely pays for itself.

Councilman Espino stated that considering how much the Golf Course had lost historically, and how much it is losing now, it seems that two brochures and a single page pamphlet is not enough to market the Golf Course. He asked if there had been any efforts to attract new tournaments and what organizations are being approached because that should be a part of marketing the Golf Course.

Golf Director Aldridge responded that the marketing strategy is based on the amount that is included in the budget for that purpose.

Councilman Espino asked if there is a marketing plan or if anything had been proposed.

Golf Director Aldridge stated that the tournaments are marketed through the brochures, advertisements in the Herald and the River Cities Gazette. In addition, they always ask local golfers. He explained that tournaments have gone down the same as everywhere else.

Councilman Espino asked about the demographics of the golfers that play in Miami Springs on a regular basis.

Golf Director Aldridge responded that most of the golfers are Latin and they used to advertise in the El Nuevo Herald.

To answer Vice Mayor Ator's question, Mr. Aldridge stated that they have a program called Golf Trac, which is an operating system. In the past, forms were given out for people to complete but it was very unsuccessful.

Councilman Lob agreed with Councilman Espino in regard to the Golf Course losses and said that a lot of money had been invested in the Golf Course. He knows that a lot of Canadians no longer play there and felt that another \$50,000 to increase the exposure would be a small investment to bring back golfers.

Golf Director Aldridge stated that he could advertise in the French papers up north next year. The memberships are down because the Golf Course was in bad shape when the Canadians arrived and that is why they went elsewhere.

Councilman Espino said that with the economic downturn it seems that there is a very meager attempt to market the Golf Course. In the face of the significant declines in revenue, part of the job of the Golf Director should be to come together with a cohesive plan that the Department itself could execute or recommendations for Council to entertain outside help. In the meantime, nothing was tried.

Councilman Espino stated that from a macro perspective, in terms of Council's funding ability, the thought occurred to him that the residents of Miami Springs might be better served by taking the Golf Director's salary and investing it in marketing in order to get a return on the investment. He does not see where the business development is coming from and this is a big part of the Golf Course operation. Attracting new tournaments and new professionals is important, even if it means asking for more funding.

Vice Mayor Ator agreed with Councilman Espino that there should be some thought or additional energy put into the marketing plan. She knows that Mr. Aldridge is a great golf pro, but if he needs help with marketing perhaps there should be a request for proposal for a marketing company. She emphasized that something must be done.

City Manager Borgmann explained that three companies were contacted to come in and provide an analysis of the actual golf operation. Two of the three companies were internet marketing companies that were not that knowledgeable about golf and the third was the National Golf Foundation that presented a proposal for \$15,000. The Administration decided to look around to find other companies that could offer the same service and he is not ready to make a recommendation.

Vice Mayor Ator would like to go a step further; she agrees that a third party could look at the operation to advise what is being done right or wrong, but the marketing has not been aggressive as it could have been and it should focus on the demographics.

City Manager Borgmann explained that the National Golf Foundation could assist since they have good ideas and data regarding the market. They may come back and say that everything possible is being done in today's market.

Councilman Espino expressed his disappointment about the losses of \$1.7MM over the course of several years before anyone had recognized and addressed the problem.

Councilman Best thanked Mr. Aldridge for providing the numbers. He said that after talking to a few golf courses in the tri-county area, he found out that this is not systemic to Miami Springs; the same situation is everywhere. He said that it may have been a timing issue with the installation of the irrigation system, but that is not up for debate since it has already been done.

Councilman Best felt the fact that the Canadian tourists are not coming to the course is surely an issue. The answer may not be spending \$50,000 in terms of marketing. Most of the tee times are now booked on the internet according to literature he has read, so that would make the most sense. Tournaments will not increase revenue because the players are offered a reduced rate. He asked if reducing the resident rate would encourage more residents to play year round.

Golf Director Aldridge commented that residents could be offered a membership card and they could pay a walking fee. The summer membership is something new this year since a number of people were asking for it.

City Manager Borgmann said that a monthly newsletter is sent by Public Information Specialist Carol Foster to the Golf Course members and he will make sure that Council receives a copy of this e-mail in the future.

Councilman Lob stated that the good news is that there were 228 more rounds played and February should be as good.

Golf Director Aldridge wanted to make it clear that the Golf Course would not produce enough revenue to break even.

Councilman Espino said that he would like to know that at least an effort is being made to promote the Golf Course because three pamphlets in 400 hotels are not enough.

Golf Director Aldridge clarified that the City pays \$900.00 to distribute 50,000 brochures.

Councilman Espino stated that tournaments should be booked when play is slow in order to introduce players to the Golf Course who will come back.

Mayor Bain added that some golf tournaments cannot fill all the slots because people do not have the necessary income to play. He said that there might be new ideas for advertising, but he would not spend any more funds until the economy turns around because the regular people in the country do not have funds for extra activities and golf play is down in the United States. He would like a professional to offer ideas for promoting the Golf Course to the City Manager for Council's consideration.

Golf Director Aldridge announced that a tournament will be held on Friday, March 4th to benefit the two fallen Miami-Dade County Police Officers. Miami-Dade County selected Miami Springs as the tournament site over all the other courses in the County.

Councilman Espino moved to direct the Administration to bring back a marketing plan for the Golf Department to be discussed at the next meeting. Vice Mayor Ator seconded the motion, which carried unanimously on roll call vote.

9D) City of Miami Springs 85th Anniversary Celebration

City Manager James R. Borgmann stated that Parks and Recreation Director Omar Luna would present the estimated budget and the activity listing for the City of Miami Springs 85th Anniversary Celebration.

Parks and Recreation Director Luna presented ideas for the City's 85th Anniversary Celebration that he planned together with Programs Supervisor Patti Bradley. On Friday, April 8th they are recommending a kick-off celebration during the opening ceremony of the Springs River Festival with a tent, table, banners and flyers announcing the date of the big event. On July 4th, the City would have a float on a flat-bed truck with banners and the distribution of flyers to promote the anniversary. Saturday, August 27th is the proposed date for an event at the Circle with a festival environment and the serving of food and birthday cake with music, rides, etc.

Expenses include the rental of tents, tables, chairs, advertising, marketing, banners, t-shirts, mugs and a disc jockey (DJ) for an approximate total of \$15,000, according to Mr. Luna.

Vice Mayor Ator asked if the Chief of Police had been consulted regarding the cost for Police services.

Mr. Luna responded that he would contact the Chief of Police to determine the cost for Police service.

Councilman Best referred to the Parks and Recreation flyer that was distributed in the River Cities Gazette introducing the various recreation programs. He asked several people at the Pelican Playhouse rehearsal about flag football and three or four wanted to form teams, but were told that the program was cancelled.

Mr. Luna responded that he promoted the flag football program and six teams were very interested; they were told to bring in the registration form and they never did so the program was cancelled since they never paid the registration fee to start the league. He extended the offer to start the league without the registration fee up front and no one showed up.

Councilman Best asked Mr. Luna to consider re-instating the program since no one knew about it.

Mr. Luna stated that the program was advertised on the website and promoted at the Community Center. The program was also promoted through the River Cities Gazette.

Councilman Best expressed his disappointment that the program was cancelled. He asked when the football games were planned to be held.

Mr. Luna responded that the plan was to hold the games on Sunday mornings for six weeks at Stafford Park. The field is available, shirts were ready and the umpires were ready to go, but he did not want to incur the costs if the registration fees were not paid.

Vice Mayor Ator asked if Mr. Luna had considered social media such as Facebook.

Mr. Luna said that there was an interest in creating a Facebook page, but it was not approved.

City Attorney Seiden did not feel that Facebook would be a problem if it was only used for informational purposes.

Councilman Espino asked to determine if there was a way to set up a Facebook page that does not allow responses.

Mayor Bain asked about the status of the fence installation at Stafford Park.

Mr. Luna responded that the School Board must pull the permit for the fencing; he spoke with them earlier in the day and learned that they are moving forward. He said he will keep on checking with them every day.

To answer Councilman Best's question, Mr. Luna clarified that he would try to put the football program together as he was looking forward to participating with the teams.

9E) Beacon Council Meeting

City Manager James R. Borgmann stated that he, Vice Mayor Ator, Councilman Espino, City Planner Ventura, City Attorney Seiden, Assistant City Manager Gorland, and Calvin, Giordano & Associates met with the Beacon Council in their office on February 16th.

Mr. Borgmann said that Laz Martinez was also in attendance as a member of the Revitalization and Redevelopment Ad-Hoc Committee and as Councilman Lob's appointee.

The City Manager explained that the meeting was very informative and Beacon Council President Frank Nero gave the entire presentation. It was determined that Miami Springs is the missing piece of the entire airport development concept as far as bringing in large businesses. The stretch on N. W. 36th Street north of the airport is the final piece of the puzzle.

Miami-Dade County has various enterprise zones and about ten years ago the City tried to be included in the enterprise zone that stops on the airport side of N. W. 36th Street, according to Mr. Borgmann. At that point, the request was denied. The Beacon Council is offering their support to include Miami Springs in the zone and legislation is pending to make the enterprise zones more functional with new and improved incentives.

City Manager Borgmann stated that there were many materials that Councilman Espino and Vice Mayor Ator received at the meeting and he will try to get three additional copies for the rest of the Council members.

The City Manager explained the history behind the Airbus Facility and the incentives that were offered to keep the facility from moving to Broward County. The City waived permit fees totaling \$60,000 and that was the contribution to have the facility in Miami Springs.

City Manager Borgmann stated that the next assignment is for the City Planner to provide statistical data to the Beacon Council, including the City's population, income, etc. He explained that a second meeting is scheduled for Friday, March 11th at 2:00 p.m. and since Council may want to attend the City Clerk will publish it as a public meeting. The purpose of the meeting is a field trip to N. W. 36th Street to show the Beacon Council what is there and what the plans are for the changes to the district boundary regulations that will govern that particular area.

Councilman Best asked about the various incentives offered in the enterprise zones and how it could affect revenue the City would receive under normal circumstances.

City Manager Borgmann said that the State offers cash incentives for every job created and it would be double that amount in an enterprise zone, which is funding directly to the companies for every employee they bring onto a payroll. In regard to the situation of attracting companies from one county to another, there is legislation on the floor that is geared to "leveling the playing field" and making the incentives fairer for everyone.

Vice Mayor Ator explained that there was a lot of discussion about the enterprise zones and some of the areas that are designated as such, that possibly should not be enterprise zones any longer. There are some well developed areas that started as enterprise zones that have benefited.

Nery Owens of 332 Payne Drive recommended including the Abraham Tract, all of N. W. 36th Street up to 57th Avenue in the proposal for the Enterprise Zone; the process requires the City to go before the County Commission and the timing is excellent because the Governor is pushing for corporations to come to Florida. An Enterprise Zone across from the Airport on 36th Street will develop fast.

Councilman Best pointed out that the map indicates that the Abraham Tract is included in the Enterprise Zone.

Ms. Owens suggested that County Commissioner Rebeca Sosa could help to support the City for the inclusion of 36th Street in the Enterprise Zone, from 57th Avenue to LeJeune Road, as well as promoting the Abraham Tract.

Councilman Espino explained that the Beacon Council was very excited that Miami Springs approached them and they asked for some things that the City does not have, including an inventory of assets and resources of available properties that are capable of redevelopment and redevelopment plans. Once they have the demographic information, inventory and a plan they will use that information to move forward.

Vice Mayor Ator said that the Beacon Council wants to encourage and work with the City and those resources should be used to put together what they are looking for.

City Manager Borgmann came away from the meeting with the impression that the Beacon Council's thrust is toward attracting businesses to come to the area. The City needs to have construction companies ready and available to assemble properties and to create and construct the types of buildings that those companies will need, similar to what happened on the South side of the airport. The focus of the Beacon Council is not on one specific area; they look at Miami-Dade County as a total picture.

Vice Mayor Ator felt that the only way to make progress is to take advantage of the opportunities; they cannot afford to sit back and simply say that the area has been rezoned. The City should be proactive with the Beacon Council.

Councilman Espino said that the priorities are the information gathering, the plan, the inventory, and the possible extension of the Enterprise Zone; there should be a consensus to direct the City Manager to do that as well as creating incentives and a streamlined process.

Councilman Espino moved to instruct the City Manager to work on those areas in terms of development on N. W. 36th Street. Councilman Best seconded the motion, which was unanimously carried on roll call vote.

(Mayor Bain called a 5-minute recess at 8:53 p.m.)

10. New Business:

10A) First Reading – Ordinance No. 1010-2011 – An Ordinance of the City Council of the City of Miami Springs, Amending Code of Ordinance Section 32-100, Architectural Review Board-Established; By Revising the Authority of the Board in Reviewing Proposed Development Projects; Establishing Advisory Review Authority; Specifying Advisory Opinion of Board; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date

City Attorney Jan K. Seiden read the ordinance by title.

Attorney Seiden stated that he revised the ordinance as it existed in accordance with the conversations at the last meeting, but apparently he may have been incorrect, since there are two other versions that were submitted by Vice Mayor Ator and Councilman Espino. The Vice Mayor's version is a little more complex than Councilman Espino's; he agrees with at least one provision that Councilman Espino included that relates to all commercial areas.

City Attorney Seiden suggested some revisions to Councilman Espino's version of the ordinance. He reiterated that the Vice Mayor's version is more complex because it covers more facets and either version is fine with him.

Vice Mayor Ator pointed out that she red lined her version to make it clearer, she incorporated language from Section (J) into Section (H) and took out objectionable language. She also left in the notice provision because that gives an opportunity for the citizens to have notice of the Architectural Review Board plan review and includes a fee to cover the cost of the noticing.

Vice Mayor Ator said that her version is based on feedback and comments from the Architectural Review Board as their Liaison. She received a preview of the draft ordinance from the City Clerk before the agenda came out because the Architectural Review Board members had expressed an interest and her version clearly outlines the role of the Board.

City Attorney Seiden explained that by making the Architectural Review Board's recommendation subject to Council approval, rather than just Council review, it involves the appellate rights.

Councilman Espino added that he spoke with members of the Architectural Review Board and various residents; it seems that having certain conditions or criteria approved by the governing body provides some assurance to developers that further into the process, they will not be facing a different set of conditions.

City Attorney Seiden agreed with Councilman Espino. He explained that the original jurisdiction of the Architectural Review Board is not impacted by this ordinance.

Councilman Espino included a step as a check for Council to review in an expedited fashion. He derived it from the chart that he submitted because what Council approved did not flow in a way that would streamline the process. Whether it is Board of Adjustment first or the Architectural Review Board, there is a process from beginning to end. At the end, there is a combination of approval, further assurances and moving forward without having to come back.

City Attorney Seiden asked to first address the ordinance before the flow chart.

Vice Mayor Ator stated that she made a similar argument at the last Council meeting and she drafted language in paragraph (H) that reads, *"The recommendation shall be reviewed and considered by the City Council in consideration of final approval by the City Council."*

Councilman Espino asked what final approval would have on a project other than a variance or site plan approval.

City Attorney Seiden explained that based on the chart that he prepared Council would have the same approval they always have. It follows the exact same process that exists now and that is after the engineering report is received and approved by the Zoning and Planning Board, it then goes to Council for review.

Mayor Bain clarified that there are three versions of the ordinance and the City Attorney agreed that he would include one provision from Councilman Espino's version.

The City Attorney said that he would have no problem with Councilman Espino's reference to commercial areas being substituted and using the word "schematics" rather than plans. He also has no problem with the last sentence in paragraph (I) as long as it ends with the word "review".

Mayor Bain asked for a motion on the first reading of the ordinance as amended.

Vice Mayor Ator suggested consideration of including the notice provision.

City Attorney Seiden clarified that notice is automatically provided by the City Clerk by posting the meeting on the website and notices are mailed to the affected landowners. Advertising in a local paper would involve an expense, but it could be included.

Vice Mayor Ator reiterated that she would like to give notice to the citizens that might be interested in the architectural review.

Mayor Bain commented that proper notice is given without having it to be included in an ordinance; it is all public record.

City Attorney Seiden explained that the Vice Mayor is suggesting transparency by giving people more notice and this can be done the same as every other City board by posting on the website.

Councilman Best agreed with the City Attorney's draft with the inclusion of Councilman Espino's recommendations pursuant to page four of his version. He does not see the need for notice; it would be an unnecessary burden and he does not agree with a \$50.00 fee.

City Attorney Seiden clarified that a fee is charged to cover the cost of sending out courtesy notices for the Board of Adjustment/Zoning and Planning Board. The same philosophy could be adopted to send out courtesy notices and the ordinance could be reworded to provide for that without newspaper publications. At the same time, be specific, and charge \$100.00 to help defray the cost of a publication review so that it is revenue neutral. Beyond that, publication is more expensive than \$100.00.

Vice Mayor Ator said that more than the agenda should be included on the City's website.

City Attorney Seiden suggested including notice of the project and the proposal. He added that accepting Councilman Espino's recommendations and adding Vice Mayor Ator's suggestion in regard to notification to the citizens, plus a \$100.00 fee would solve everyone's problem.

Vice Mayor Ator felt that important language was eliminated from the old ordinance that should remain and it reads: *"The Board may suggest or recommend such changes in said plans, specifications or designs as in its judgment"*

Attorney Seiden agreed to use the "whereas clauses" suggested by Councilman Espino and Vice Mayor Ator. He added that "schematics" will be used instead of "plans"; "commercial uses" will replace the three areas in his draft; he will leave in the sentence suggested by Vice Mayor Ator that was in the original ordinance and he will change the last part of Section (I) in Councilman Espino's version, ending with "review". He will also add new sections in regard to notice of the project to the citizens and he will leave a fee section to help defray the costs of notification.

Mayor Bain did not agree with the fee provision in the last portion of the notice. He asked for a specific motion in regard to the notice and the \$100.00 fee.

City Attorney Seiden clarified that notice would not be a publication; it will be posted on the website the same as every board and notices would be mailed to those property owners within a certain radius of the property.

Mayor Bain reiterated that he disagreed with the entire section and he would like a consensus from the rest of Council. He explained that giving notice allows the opportunity for debate and the opportunity to stop a project. The idea is to give N. W. 36th Street the opportunity to grow and a developer should be allowed to build according to the Code of Ordinances and regulations.

City Attorney Seiden clarified for the Mayor that most cities, including Miami Springs have these types of provisions.

Councilman Best explained that he is also in disagreement with the fee provision.

Councilman Lob also disagreed with charging a fee.

City Attorney Seiden said that the City charges a citizen \$100.00 when applying for a variance to offset the cost of sending notices, and this would be the same for a commercial developer. There is no reason for the City to lose money and the fee would only cover the cost of the publication.

Councilman Espino wanted to discuss the chart because it does not impact the ordinance. It determines how the Architectural Review Board will fit in the process.

City Attorney Seiden clarified that Councilman Espino added an informational session with the City Staff and the PRC that is optional. He asked him to define PRC.

Councilman Espino responded that PRC is a Professional Redevelopment Consultant and this is a term used by the Consultant. He said that in the future, the City might have someone in-house to do this.

City Attorney Seiden explained that in the last discussion the chart included a notation that *"The determination of City Staff participation will be decided on a case by case basis"* and the same could apply to step # 1.

Councilman Espino said in the beginning and the interim phase it would be beneficial to have a consultant and perhaps in the future the City might have someone in-house. He suggested the language "Commercial Redevelopment Agent".

City Attorney Seiden felt that it would be appropriate for Council to review the draft district boundary regulations before considering the chart. There are some provisions within the district boundary regulations that deal with the role of the PRC. The district boundary regulation ordinance has more impact.

Further discussion ensued regarding the language in the first box of the chart.

City Manager Borgmann suggested using thresholds and establish a process and when a certain threshold is reached it throws it over to a certain category of review and if Staff is not clear they would bring it to Council to determine how to proceed.

Councilman Espino continued to review the Development Review Procedure Chart.

City Attorney Seiden said that many of the requirements involving variances are technical in nature and if the proposed plans are submitted to the Building Department a lot of variances come from that review. The Architectural Review Board would render an opinion and then a submittal would be made to the Building Department for comments only, not for plans.

Councilman Espino agreed that any time during the submittal process a variance could be applied for if necessary up until permitting.

City Attorney Seiden said that an approval process at the third stage might mean that the developer has a right of appeal if there is a problem. He questioned if this should be included at that stage. He explained that the Architectural Review Board would offer an advisory opinion; it will not be a specific appeal.

City Attorney Seiden explained that including the Architectural Review Board in the second step will offer an advisory opinion on the design and schematics. At that point, that opinion will go forward to Council for review.

City Attorney Seiden recommending postponing further discussion on the Development Review Procedure until Council has an opportunity to review the proposed ordinance on the district boundary regulations. He also suggested scheduling a Special Meeting to review the regulations.

Councilman Espino said that the Architectural Review Board is composed of residents who might be more lenient in regard to the architectural guidelines.

Mayor Bain would like the Architectural Review Board to consider the easiest way to move the design forward.

City Attorney Seiden said that there must be a balance between transparency to the public, allowing advisory opinions both from external and internal people and Council and Building Department approval as fast as possible.

Councilman Espino moved to approve the ordinance drafted by the City Attorney, including his whereas provisions, and section (H) and section (I) with the exclusion of the last four words; with the inclusion of the notice provision that is customary for the boards right now and the fee of \$100.000 to cover expenses associated therewith. Councilwoman Ator seconded the motion, which was defeated 2-3 on roll call vote with Councilman Best, Councilman Lob and Mayor Bain casting the dissenting votes.

Councilman Espino moved to pass the City Attorney's ordinance with his whereas provisions and section (H) and section (I) excluding the last four words. Councilman Best seconded the motion and it carried 4-1 with Vice Mayor Ator casting the dissenting vote.

Council **scheduled** a Special Meeting for Wednesday, March 9th at 7:00 p.m. to review the proposed N. W. 36th Street district boundary regulations.

10B) Council Review of Scope of Work from LaRue Planning and Management to the Florida Department of Community Affairs (DCA) as Part of the Evaluation and Appraisal Report (EAR) Process, Pursuant to Section 163.3191 (2) (a) through (p) of the Florida Statutes

City Manager Borgmann explained that it is a requirement of the Evaluation and Appraisal Report (EAR) process for Council to review the scope of work from LaRue Planning and Management to the Florida Department of Community Affairs (DCA), pursuant to Section 163.3191 (2) (a) through (p) of the Florida Statutes.

City Planner Richard Ventura stated that this is a summation of the issues that Council covered at the public hearing held on November 30, 2010 and a subsequent scoping meeting that was held on January 26, 2011 with representatives from the South Florida Regional Planning Council, the Aviation Department and a consultant who represents Virginia Gardens.

City Planner Ventura explained that the proposed letter would present a Scope of Work to DCA outlining the issues that Council decided should be addressed and in return, the DCA will send back a Letter of Understanding that basically repeats what the City outlined and their agreement. He added that it is only a formality.

City Attorney Seiden clarified that a motion to authorize the Consultant to send the letter would be appropriate.

Councilman Best moved to allow the City Planner to initiate a letter to the DCA. Councilman Lob seconded the motion, which was carried 4-0 on roll call vote (Councilman Espino was absent at roll call).

10C) Council Review and Adoption of the City of Miami Springs Consolidated Comprehensive Land Use Plan; Comprised of the Existing Comprehensive Plan Adopted by Ordinance No. 849-98 and Subsequent Amendments Mandated by the State of Florida

City Manager Borgmann read the title of the agenda item.

City Planner Richard Ventura stated that the older existing Comprehensive Plan from December 1998 and all the subsequent amendments were combined within a single document. The Future Land Use Element in the new Comprehensive Plan was revised to reflect the elimination of the Airport, Highway, Marine, Business District (AHMBD) and is broken down into Airport Golf, N. W. 36th Street and the Abraham Tract. The new floor area ratios (FAR's) across the three districts are specified within the text of the document.

City Planner Ventura referenced Part II: Goals, Objectives and policies on pages 18 and 19, of the Comprehensive Plan describing the three new districts and respective FAR's. He noted that the Existing and Future Land Use maps in the existing plan have been replaced by a single, revised Future Land Use map in Part II, page 88.

City Planner Ventura stated that the new document would fit nicely with the work being done by consultants Calvin, Giordano and Associates and when a developer coming into the City wants a copy of the Comprehensive Plan. There would be no conflict between the Plan and what the Consultants are working on; there are some antiquated text references in the existing plan to Dade County, typographical errors and changes that must be corrected in the Future Land Use Plan.

City Planner Ventura explained that once the City receives the Letter of Intent finding the EAR in compliance, the EAR based amendments will be addressed. In speaking with Mr. LaRue, this could commence in the spring of 2012.

Councilman Espino moved the item. Councilman Best seconded the motion.

Councilman Espino asked what would happen if the State Legislature passes the proposed legislation that would eviscerate the DCA and State approval is no longer required. The Comprehensive Plan would be sent for review and recommendations and the turn-around period would be of 60 or 65 days.

City Attorney Seiden responded that all the Statutes would be revised.

City Planner Ventura added that the proposal is to fold DCA into the Florida Department of Environmental Protection. The bottom line is that the City has a Comprehensive Plan that reflects the work being done by Calvin, Giordano & Associates.

The motion was unanimously carried on roll call vote.

10D) Red Light Camera System

City Manager James R. Borgmann stated that the red light camera system had been a topic of discussion for some time and the Administration realized that there might be other companies who would like to submit proposals for the system. Meetings were held with American Traffic Solutions (ATS), GATSO USA and Sensys America, Inc.

City Manager Borgmann directed Council's attention to the chart that was included in the agenda documentation. The chart notes that the price per camera installed is \$4,300; it is a fixed fee rate; each lane does not require a separate camera; the per amber/Silver Alert fee is optional; the system meets FDOT specifications; it is a single pole installation; no systems have been installed in Miami-Dade County; there is 90 days from date of contract to complete installations; primary contractor is not available; contracts are typically 3-5 years; there are no up front fees; the City can retrieve its own data instantly; the system offers a time/date stamp that will hold up in court and it offers a full motion video clip of violation. The infrared for night shots is optional and each company listed what sets their company apart from the other companies.

City Manager Borgmann stated that after speaking with all three companies, Staff's recommendation is to go forward with American Traffic Solutions (ATS) that has all the systems in Miami-Dade County. Their monthly flat fee is a little higher than Sensys America, but in the long term it would be the best way to go in order to coordinate with cameras in other jurisdictions.

Chief of Police Peter G. Baan said that the review committee was comprised of City Manager Borgmann, Assistant City Manager Gorland, Finance Director Alonso, Procurement Specialist Tammy Romero and himself. The committee listened to the presentations and analyzed various components including the system specifications, the service provided, legal support, etc.

Chief of Police Baan said that the information in the agenda packet includes the description of the system, a safety study, media articles both for and against and a sample contract. There are many government contracts that the City can piggy-back on with some modifications to suit the City's needs. The State Statute is in place and the City has already adopted the ordinance to facilitate the installation of the cameras. He said that all that is necessary is to negotiate a contract with the company.

Vice Mayor Ator asked if the attorneys from the various cities in Miami-Dade County are required to attend the hearings.

City Attorney Seiden explained that only one judge in Broward County is requiring attorneys to attend the hearings.

Councilman Espino added that there are many issues with regard to the red light cameras that will be handled by legislation during this session, including whether or not the Statute should be thrown out altogether and this is being proposed by Senator René Garcia. He voted in favor of adopting the City's ordinance, but feels that Council should wait to implement the program.

Councilman Lob agreed with Councilman Espino to wait until after the legislative session.

Councilman Best commented that this is the third legislative session in which the red-light cameras had been addressed. He asked how many cameras the City would be installing.

Chief of Police Baan responded that a preliminary study identified twenty approaches, with four approaches at the basic traffic light.

City Manager Borgmann clarified that cameras are proposed for west bound 36th Street.

Chief of Police Baan said that it depends on how many lanes there are; each direction in an intersection is an approach.

Councilman Best expressed his concern about the legislative session results and from what he has heard from people in the City. There is not a great propensity to move forward with the camera installation in a favorable fashion and there were a lot of negative press releases.

Greg Parks with ATS explained that the red light camera systems are not designed to produce revenue; they are a safety factor and certainly good government wants to be self-sustaining without losing money during difficult times. The programs in Miami-Dade County are very successful and the situation in Broward County is a unique situation because most of the programs are doing fine.

Mr. Parks stated that there had been many good articles recently and the statistics show that accidents in the largest cities in the country with cameras are down 24% and the Herald reported that accidents are down 60% in North Miami and 90% in Orlando since their programs were implemented.

Mr. Parks said that they are very confident that there will be no repeal of House Bill 325, although anything can happen, but it is unlikely since the Senate leadership is in favor of the program. He felt it would make sense to enter into an agreement; the design and engineering can be ready and if the City is happy with the results of the legislative session after May 31st, then the City can move forward. If not, the contract can be structured so that the City would not have to move forward.

Councilman Lob asked if the City is required to pay a certain amount of money to ATS as people become aware of the cameras and the violations decline.

Mr. Parks explained that there are many contracts with local municipalities that are revenue neutral, which means the City cannot pay out more money than they take in. If it reaches that point, that means the cameras are doing their job to improve safety and they could be moved to another location.

To answer Councilman Best's question, Mr. Parks explained that the County had adopted their ordinance and they are drafting a request for proposal (RFP) and procurement is eminent.

Councilman Espino recommended waiting until after the legislative session.

To answer Vice Mayor Ator's question, City Attorney Seiden explained that there is no downside to asking ATS to prepare a contract; they could submit it to the City and execution could be delayed until Council feels comfortable. This way it could be submitted for Council's consideration, he and the Administration will review it and it will be ready to sign at an appropriate time.

Vice Mayor Ator agreed that the outcome of the legislative session is uncertain. To move the process forward she would move to go ahead with a contract.

Vice Mayor Ator moved to go ahead with preparing a contract with the intention of signing it after the legislative session. Councilman Best seconded the motion.

City Attorney Seiden clarified that the motion is to ask ATS to provide an official contract that can be reviewed and after the legislative session ends Council will decide whether or not to execute it.

City Manager Borgmann asked if Council is accepting ATS as the vendor as part of this action.

Vice Mayor Ator responded that the Chief of Police is recommending ATS. She explained that if something were to change as part of the legislative session, Council could change the vendor because the contract is not executed. It would be an agreement to negotiate with the intent that a decision would be made at the end of the session.

Councilman Best asked if the City has any obligation to select ATS.

City Attorney Seiden clarified that there is no obligation as long as Council does not authorize the execution of the agreement. The City would be telling ATS that they are ready to execute a contract with their company, subject to a final decision by Council after the legislative session has been completed. The contract would have to come back to Council at that point for authorization.

The motion failed 2-3 on roll call vote with Councilman Espino, Councilman Lob and Mayor Bain casting the dissenting votes.

10E) Discussion Regarding Parking Garage

City Manager Borgmann stated that the Administration was directed to begin the request for proposal (RFP) process for the parking garage, and in preparation of the specifications, he reviewed internet information on recent construction of parking garages in South Florida and Pennsylvania.

The City Manager explained that the average space would be 310 square feet, including the driving lanes, ramps, and supporting buttresses. The average cost per space ranges from \$5,600 to \$24,700 and the median average is roughly \$15,000 per space. A four-story garage in the area across the street from the Police Department would be roughly 118,000 square feet; a three-floor structure would yield approximately 89,000 square feet. He calculated that there would be 380 spaces on four floors and 365 square feet per space would yield 323 spaces on four floors. These numbers could be reduced by 80 or 90 spaces on the three-floor configuration.

10E i) Thoughts on Constructing a Garage on the Surface Lot Behind the Post Office

City Manager Borgmann stated that the existing surface currently contains 75 spaces so the estimated net gain of spaces would be about 305 spaces or, in the worst case scenario, 250 spaces for the four-floor configuration. Therefore, based on existing garages constructed over the last five-years, the cost for a new 380 space garage would be about \$5.7MM and a garage with 325 spaces would be \$4,845,000. A three-floor configuration would reduce the cost to approximately \$4.3MM and \$3.66MM respectively.

City Manager Borgmann explained that the Citizen Independent Transportation Trust (CITT) representatives were contacted and they have refused to fully fund such a garage.

Mr. Borgmann said that it might be possible to convince CITT that a percentage of the structure would serve those people using public transportation; even 10% of the smallest cost estimate would yield a savings of \$366,000. He referred to a spreadsheet and photograph of what a four-floor configuration would look like.

10E ii) Update Regarding Possible Funding by Milam's

City Manager Borgmann said that Councilman Espino reminded him that Max Milam had made an offer in the past to contribute to a parking structure. He said that a memo to Council on August 8, 2007, indicated that one proposal was received for a basic 29-space surface lot on Curtiss Parkway adjacent to the Circle for a bid of \$386,000 or \$13,300 per space. The contractors were asked to consider additional land to the south of the war memorial and that area would yield an additional 26 spaces for a total project bid of \$656,462 or a total of 55 spaces at \$11,935 per space.

City Manager Borgmann explained that the last parking lot was built behind the Farm Stores in 2003. The cost was approximately \$2,800 per space since the area was already a parking lot and the job called for complete removal of the old lot and replacement of new bedrock and asphalt as well as irrigation and lighting.

Mayor Bain mentioned that years ago Max Milam had offered to contribute \$10,000 toward a parking structure and the use of CITT funds was not an option at that time. He said that it is hard to understand why CITT funds could not be used to build the parking lot because the location is within walking distance to the bus stop.

City Manager Borgmann offered to forward the concept to CITT representatives the next day.

Councilman Espino said that the Village of Pinecrest has a parking lot that is meant to facilitate multi-modal transportation.

City Manager Borgmann reminded Council that the issue with Pinecrest is that the CITT numbers were slightly below \$800,000 for a "Park and Ride" garage near the Metro-rail station. There was no way that the garage could be constructed for that amount of money and there was a lot of "Not in my Backyard" response. They abandoned that concept and gave back the CITT funds.

Mayor Bain **requested** a report from the City Manager at the next meeting on whether or not CITT funds can be used for the parking garage and what is the balance of the CITT funds and the remaining paving to be done.

10F) Resolution No. 2011-3506 – A Resolution of the City Council of the City of Miami Springs Authorizing the Proper Officers and Officials of the City to Execute a Community Development Block Grant (“CDBG”) Contract Between the City of Miami Springs and Miami-Dade County which Provides for an Additional \$25,000 in Grant Funds for the Rehabilitation of the City Senior Center; Authorizing and Approving the City’s Acceptance of the Miami-Dade County CDBG Additional Grant Funding of \$25,000; Effective Date

City Attorney Jan K. Seiden read the resolution by title.

Councilman Lob moved to approve Resolution 2011-3506. Councilman Best seconded the motion, which was unanimously carried on roll call vote.

To answer Mayor Bain’s question, City Manager Borgmann clarified that the funds would be used to complete the improvements of the Senior Center facility, including ADA upgrades; this activity is recommended for funding under the “finish what we started” policy.

Councilman Espino asked if the City could qualify for any other CDBG grants.

The City Manager said that he could ask if there are additional funds and provide that information to Council as soon as possible.

10G) Discussion of Need to Revise District Boundary Regulations in the Abraham Tract Area of Miami Springs

Mayor Bain explained that he requested this agenda item based on information he received regarding a possible development project in the Abraham Tract. His thoughts are that the Abraham Tract should be part of the Special Meeting and he wants Council to take into consideration that the district boundary regulations for this area might be the same as N. W. 36th Street with a few revisions that the City Attorney could draft. The first consideration is that there will be no residential development and he feels that the regulations should be considered at the same time as N. W. 36th Street by working together.

City Attorney Seiden spoke with Lorraine Tappen of Calvin, Giordano & Associates and asked for them to submit a proposed work order for the Abraham Tract. She said that they did not feel comfortable doing that until asked by Council. He discussed the process with her because of the fact that they are taking one part away at a time from the existing Airport Highway Marine Business District. He has a feeling that Calvin Giordano will be very reasonable in what they are doing.

City Attorney Seiden added that the Abraham Tract is a district that must include regulations for adult usage as part of the plan. He would suggest that the City Clerk or City Manager should advise Calvin Giordano to prepare and submit a proposed work order.

Councilman Espino moved to direct the Administration to ask Calvin, Giordano & Associates to prepare a work order. Councilman Lob seconded the motion.

Mayor Bain stated that during his term in office, Council had approved district boundary regulations without the assistance of a consultant. He reiterated that the Abraham Tract boundary regulations could be developed based on the regulations for N. W. 36th Street.

Councilman Espino explained that the Abraham Tract is different than N. W. 36th Street since there is more density and has additional uses.

City Attorney Seiden agreed with Councilman Espino. He explained to the Mayor that there should be continuity. He said that the district boundary regulations for N. W. 36th Street are very complex and much of the regulations apply to both areas. He is trying to protect the City's interest; Calvin, Giordano was hired for this purpose and they should finish their job.

The motion was unanimously carried on roll call vote.

11. Other Business:

11A) Consideration of "Policy" to not Host Candidate Forums on City Property

City Manager James R. Borgmann stated that several weeks ago a request was made by the Woman's Club and Council was asked to entertain the motion of hosting the candidate forum in the new theatre. Since time is of the essence, Council is being asked to consider this request.

Councilman Lob said that it would be fine with him to use the theatre for the candidate forum.

Vice Mayor Ator explained that she approves the use of the theatre. Her concern is that the date selected is March 15th, and it is in the middle of Spring Break.

Nikki Jester stated that Spring Break starts March 14th, the schools are closed and they could use the schools. They checked and the Sosa Theatre was available until March 18th or 19th and it would be a perfect location.

Vice Mayor Ator asked if the date could be changed to the week before or after Spring Break.

Donna Wood-Beney of 3971 N. W. 65th Avenue, Virginia Gardens explained that there is not enough time to publicize the forum if it is held the week before and the week after the theatre is being used by the Pelican Playhouse. The only solution would be to speak with Ralph Wakefield to see how it would affect his set. It is impossible to hold the forum earlier and holding it later would only be possible with Mr. Wakefield's approval.

Vice Mayor Ator agreed that the theatre is a wonderful location, although many people go away on vacation during Spring Break.

Tom Curtis of 45 Curtiss Parkway said that the River Cities Gazette would cover the forum and holding it on Tuesday, March 15th would not work at all. He would support holding the forum at the Community Center and would encourage it to be held the next week.

Discussion ensued regarding the possibility of videotaping of the forum.

Council **approved** the use of the Rebeca Sosa Theater for the Candidates Forum to be held on Wednesday, March 16, 2011 at 7:00 p.m.

12. Reports & Recommendations:

12A) City Attorney

None.

12B) City Manager

Radar Signs

City Manager Borgmann reported that the radar sign installation had commenced. There were complaints from neighbors about some of the locations.

North Royal Poinciana Improvements

City Manager Borgmann said that rumble strips were installed on North Royal Poinciana Boulevard by the Elementary School and the lines were restriped.

Police Golf Tournament

City Manager Borgmann announced that the Police golf tournament will be held on Friday, March 4th to benefit the fallen officers. There are 160 players participating in the event.

Annexation Meeting

City Manager Borgmann reported that an annexation meeting is scheduled for 2:00 p.m. on Wednesday, March 9th with the Infrastructure and Land Use Committee.

Candidate Signs

City Manager Borgmann informed Council that he drafted a letter to send to all candidates reminding them of the rules for political signs that are not allowed in the public right-of-ways.

Diving Board

City Manager Borgmann announced that the swimming pool diving board installation is finished and ready for final inspection.

Summer Camp

City Manager Borgmann said that Summer Camp sign ups will take place on Saturday, April 2nd beginning at 8:00 a.m.

Library

City Manager Borgmann reported that the library received a temporary certificate of occupancy. A soft opening is scheduled for the middle of March and a grand re-opening in approximately two months.

Congratulations

City Manager Borgmann congratulated Program Supervisor Patti Bradley and the Recreation staff for the biggest and best Daddy/Daughter Dinner ever. There are plans to use two rooms at the Country Club for the event next year.

12C) City Council

April 5th Election

Councilman Best said that there could be three reasons that he was unopposed in the upcoming election. First, he hopes that it is not because of apathy; second, it might be a win/lose situation that someone might not want to attempt, or third, it is a good thing to look at both sides of the issues and respect peoples' opinions. He has tried to do this in all the years he has served on Council.

All Angels Silver Ball

Vice Mayor Ator thanked the Mayor and Councilman Espino for attending the All Angels Silver Ball that was a very successful event.

Movie Night

Vice Mayor Ator mentioned that All Angels Movie Night is scheduled on the same night as the Relay for Life in March and her initial reaction was to reschedule it to another night, but there was some interest in holding it in conjunction with the Relay and they are hoping All Angels can do that.

Candidate “Meet and Greet”

City Manager Borgmann announced that the Woman’s Club is hosting a “Meet and Greet” the candidates at 11:00 a.m. on Monday, March 7th.

All Angels Silver Ball

Councilman Espino reported that he attended the All Angels Silver Ball and that he had a great time.

Curtiss Mansion

Councilman Espino reported that the work at the Curtiss Mansion is moving along tremendously.

Legislative Priorities

Councilman Espino said that the Miami-Dade League of Cities legislative priorities should be finished this week and he will send them to the Administration as soon as possible.

Revitalization

Councilman Espino said that there is an interest in a development on Le Jeune Road that he is very excited about.

All Angels Silver Ball

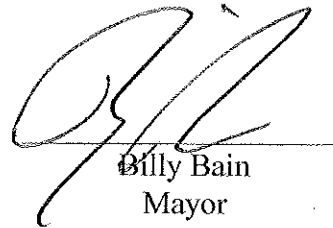
Mayor Bain joked that Vice Mayor Ator was dressed like Audrey Hepburn and Councilman Espino was dancing Salsa at the All Angels Silver Ball.

Daddy/Daughter Dance

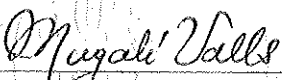
Mayor Bain reported that the Daddy/Daughter Dance was a spectacular event thanks to Patti Bradley and the Recreation staff.

13. Adjourn.

There being no further business to be discussed the meeting was adjourned at 10:38 p.m.


Billy Bain
Mayor

ATTEST:


Magali Valls, CMC
City Clerk



Approved as written during meeting of: 3/14/2011.

Transcription assistance provided by Suzanne S. Hitaffer.